

# **Healthy Iowans Tobacco Trust Appropriations Bill SSB 1271**

Proposed Action:

Senate Appropriations  
Committee

**AN ACT relating to and making appropriations from the Tobacco Settlement Endowment Fund and the Healthy Iowans Tobacco Trust, establishing certain uses for the appropriations, and providing an effective date.**



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## **LEGISLATIVE FISCAL BUREAU**

### **NOTES ON BILLS AND AMENDMENTS (NOBA)**

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**EXECUTIVE SUMMARY**  
**NOTES ON BILLS AND AMENDMENTS**

**LSB1155S**  
**HEALTHY IOWANS TOBACCO TRUST FUND APPROPS**

TOBACCO SETTLEMENT FUND  
REVENUES AND EXPENDITURES

DEPARTMENT OF HUMAN  
SERVICES APPROPRIATIONS

- Iowa is estimated to receive approximately \$56.0 million for FY 2002 from the tobacco industry under the Tobacco Master Settlement Agreement.
- Appropriates \$32.8 million to the Department of Human Services (DHS) to continue the FY 2001 reimbursement rate increases funded by the Tobacco Settlement Fund, and adjust the funding based upon estimated FY 2002 services and number of eligible individuals for those services. These include:
  - \$11.6 million for noninstitutional Medical Assistance providers. (Page 1, Line 8)
  - \$3.8 million for dentists. (Page 1, Line 20)
  - \$3.2 million for rehabilitative treatment and support providers. (Page 1, Line 26)
  - \$469,000 for adoption, independent living, shelter care, and home studies providers. (Page 1, Line 33)
  - \$3.0 million for hospitals. (Page 2, Line 4)
  - \$2.1 million for home health care service providers. (Page 2, Line 9)
  - \$250,000 for critical access hospital designation. (Page 2, Line 15)
  - \$2.0 million for home health care and rehabilitative day care service providers for special needs children. (Page 2, Line 21)
  - \$1.1 million for respite care service providers. (Page 2, Line 27)
  - \$546,000 for miscellaneous DHS service providers. (Page 2, Line 33)
  - \$200,000 for the Children's Health Insurance Program (CHIP). (Page 3, Line 4)
  - \$4.0 million to supplement the Medical Assistance (Medicaid) appropriation. (Page 3, Line 8)
  - \$250,000 for a Breast and Cervical Cancer Treatment Program. (Page 3, Line 11)
- Appropriates \$147,000 to maintain the FY 2001 funds used from the \$2.0 million appropriation from the FY 2001 Tobacco Settlement Fund for local purchase of service provider salary increases. (Page 5, Line 31)

**EXECUTIVE SUMMARY**  
**NOTES ON BILLS AND AMENDMENTS**

**LSB1155S**  
**HEALTHY IOWANS TOBACCO TRUST FUND APPROPS**

DEPARTMENT OF PUBLIC HEALTH  
APPROPRIATIONS

- Appropriates \$23.8 million to the Department of Public Health for the following health initiatives:
  - \$9.3 million for tobacco prevention and cessation programs. (Page 3, Line 16)
  - \$11.9 million for substance abuse treatment. (Page 4, Line 2)
  - \$2.6 million for the Healthy Iowans 2010 Program. (Page 4, Line 23)

DEPARTMENT OF CORRECTIONS  
APPROPRIATIONS

- Appropriates \$610,000 to four community based corrections (CBCs) districts and allocates it as follows:
  - \$127,000 to District II. (Page 5, Line 16)
  - \$35,000 to District III. (Page 5, Line 20)
  - \$192,000 to District IV. (Page 5, Line 24)
  - \$256,000 to District V. (Page 5, Line 27)

COMMUNITY EMPOWERMENT  
FUNDS

- Appropriates \$1.2 million from the FY 2001 appropriation to the Savings Account for Healthy Iowans for the School Ready Children Grants Account in the Iowa Empowerment Fund. The Savings Account was appropriated \$3.8 million from the FY 2001 Tobacco Settlement Fund appropriations. (Page 6, Line 20)

SUBSTANCE ABUSE TREATMENT  
FACILITY

- Appropriates the \$2.0 million from the FY 2001 appropriation to the Savings Account for Healthy Iowans for a substance abuse treatment facility for persons on probation. (Page 6, Line 35)
- Creates the Substance Abuse Treatment Facility for persons on probation within the Department of Public Health. (Page 9, Line 3 through Page 10, Line 11; Page 11, Lines 5 through 26)

DEPOSIT OF FUNDS INTO THE  
HEALTHY IOWANS TOBACCO  
TRUST

- Deposits funds remaining from the Savings Account for Healthy Iowans (\$647,000) and funds remaining from the FY 2001 local purchase of service provider salary increases (\$853,000) into the Healthy Iowans Tobacco Trust. (Page 7, Line 11 and Page 7, Line 17)

HEALTHY IOWANS TOBACCO  
TRUST CREATION

- Renames the Tobacco Settlement Endowment Fund to the Healthy Iowans Tobacco Trust and provides the necessary transitional language. (Page 7, Line 25 through Page 8, Line 14; and Page 8, Line 19 through Page 9, Line 2)
- Eliminates the Savings Account for Healthy Iowans. (Page 8, Line 15)

**EXECUTIVE SUMMARY**  
**NOTES ON BILLS AND AMENDMENTS**

**LSB1155S**  
**HEALTHY IOWANS TOBACCO TRUST FUND APPROPS**

BREAST AND CERVICAL CANCER  
TREATMENT COVERAGE  
EFFECTIVE DATE

- Provides certain breast and cervical cancer treatment as an optional coverage under the Medical Assistance Program. (Page 10, Line 12)
- Provides that the Section which transfers the funds remaining from the FY 2001 appropriation from the Tobacco Settlement Fund to the local purchase of service provider salary increases to Healthy Iowans Tobacco Trust takes effect upon enactment. (Page 12, Line 6)
- Specifies that the changes relating to the elimination of the Tobacco Settlement Fund and the creation of the Healthy Iowans Tobacco Trust is contingent upon enactment of SF 532. (Page 12, Line 11)

CONTINGENCY LANGUAGE

LSB1155S provides for the following changes to the Code of Iowa.

Page #	Line #	Bill Section	Action	Code Section	Description
7	17	4	Nwthstnd	Sec. 5, Chapter 1221, 2000 Iowa Acts	FY 2001 Tobacco Settlement Funds Carryforward
7	27	5	Amends	Sec. 12.65	Tobacco Account Name Change
7	29	5	Amends	Sec. 12.65(1)	Tobacco Funds Money Transfer
8	3	5	Amends	Sec. 12.65(2)	Tobacco Authority Funds Language Update
8	8	5	Amends	Sec. 12.65(3)	Tobacco Fund Name Change
8	15	5	Amends	Sec. 12.65(4)	Elimination of Savings Account
8	19	5	Amends	Sec. 12.65(5)	Tobacco Account Name Change
8	30	5	Amends	Sec. 12.65(6)	Eliminates Outdated Language
8	33	5	Amends	Sec. 12.65(7)	Tobacco Settlement Fund Name Change
9	3	6	Amends	Sec. 135.11(26)	Director of Department of Public Health Duty
9	8	7	New	Sec. 135.130	Substance Abuse Treatment Facility
10	1	8	Amends	Sec. 136.3(7)	Administrative Rules Responsibility
10	12	9	Amends	Sec. 249A.3(2)	Breast and Cervical Cancer Treatment
11	5	10	Amends	Sec. 901B.1(1)(c)(5)	Level Three Correctional Facility Classification
11	10	11	Amends	Sec. 901B.1(4)(a)	Placement of Individuals in Facility

1 1 Section 1. HEALTHY IOWANS TOBACCO TRUST -- APPROPRIATIONS  
 1 2 TO DEPARTMENTS. There is appropriated from the healthy lowans  
 1 3 tobacco trust created in section 12.65 to the following  
 1 4 departments for the fiscal year beginning July 1, 2001, and  
 1 5 ending June 30, 2002, the following amounts, or so much  
 1 6 thereof as is necessary, to be used for the purposes  
 1 7 designated:

1 8 1. To the department of human services:  
 1 9 a. To maintain the reimbursement rate for all  
 1 10 noninstitutional medical assistance providers, with the  
 1 11 exception of anesthesia and dental services, at the rate  
 1 12 provided under the federal Medicare program for such providers  
 1 13 during the fiscal year beginning July 1, 2000, and ending June  
 1 14 30, 2001, as specified in 2000 Iowa Acts, chapter 1221,  
 1 15 section 1, subsection 1, paragraph "a", for the fiscal year  
 1 16 July 1, 2001, through June 30, 2002, and to continue the  
 1 17 resource-based relative value system of reimbursement under  
 1 18 the medical assistance program:  
 1 19 ..... \$ 11,595,718

Healthy lowans Tobacco Trust appropriation to the Department of Human Services (DHS) to continue the increased reimbursement rate for all noninstitutional Medical Assistance providers except anesthesia and dental services received with Tobacco Settlement Fund monies in FY 2001.

DETAIL: This is an increase of \$5,595,718 compared to the estimated FY 2001 appropriation. The increase is to annualize the FY 2001 increase which began November 1, 2000, as well as fund changes in provider services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2002.

Medical Assistance providers who receive reimbursements under this subsection include:

1. Physicians
2. Optometrists
3. Podiatrists
4. Chiropractors
5. Clinics
6. Psychiatrists
7. Psychologists

1 20 b. To maintain the reimbursement rate at the usual and  
 1 21 customary rate as established in 2000 Iowa Acts, chapter 1221,  
 1 22 section 1, subsection 1, paragraph "b", for the fiscal year  
 1 23 July 1, 2001, through June 30, 2002, for dental services under

Healthy lowans Tobacco Trust appropriation to the DHS to continue the increased reimbursement rate for dental services at 75.00% of usual and customary rates received with Tobacco Settlement Fund monies in FY 2001.

1 24 the medical assistance program:  
 1 25 ..... \$ 3,814,973

DETAIL: This is an increase of \$214,973 to maintain the rate reimbursement increase received from Tobacco Settlement Funds in FY 2001 for changes in services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2002.

1 26 c. To maintain the cost-of-living adjustment as  
 1 27 established in 2000 Iowa Acts, chapter 1221, section 1,  
 1 28 subsection 1, paragraph "c", for the fiscal year July 1, 2001,  
 1 29 through June 30, 2002, for rehabilitative treatment and  
 1 30 support services providers under the medical assistance  
 1 31 program:  
 1 32 ..... \$ 3,243,026

Healthy Iowans Tobacco Trust appropriation to the DHS to continue the increased reimbursement rate for rehabilitative treatment and support services providers received with Tobacco Settlement Fund appropriations in FY 2001.

DETAIL: This is an increase of \$143,026 compared to the estimated FY 2001 appropriation to reflect changes in services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2002. The following child welfare services receive funding from these appropriations:

1. Family preservation
2. Family centered services
3. Foster family care
4. Group care

1 33 d. To maintain the cost-of-living adjustment as  
 1 34 established in 2000 Iowa Acts, chapter 1221, section 1,  
 1 35 subsection 1, paragraph "d", for the fiscal year July 1, 2001,  
 2 1 through June 30, 2002, for adoption, independent living,  
 2 2 shelter care, and home studies services providers:  
 2 3 ..... \$ 468,967

Healthy Iowans Tobacco Trust appropriation to the DHS to continue the increased reimbursement rate for specified child welfare service providers received with Tobacco Settlement Fund appropriations in FY 2001.

DETAIL: This is a decrease of \$31,033 compared to the estimated FY 2001 appropriation to reflect changes in services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2002. The following child welfare services receive funding from these appropriations:

1. Subsidized adoption
2. Independent living
3. Shelter care
4. Home studies

- 
- 5. Protective child care
  - 6. Wraparound services

2 4 e. To maintain the reimbursement rate as established in  
 2 5 2000 Iowa Acts, chapter 1221, section 1, subsection 1,  
 2 6 paragraph "e", for the fiscal year July 1, 2001, through June  
 2 7 30, 2002, for hospitals under the medical assistance program:  
 2 8 ..... \$ 3,035,278

Healthy Iowans Tobacco Trust appropriation to the DHS to continue the increase in reimbursement rates for hospitals received with Tobacco Settlement Fund appropriations in FY 2001.

DETAIL: This is an increase of \$735,278 compared to the estimated FY 2001 appropriation for changes in services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2002. The appropriation provides funds to inpatient and outpatient hospital services reimbursed under the Medical Assistance Program.

2 9 f. To maintain the reimbursement rate as established in  
 2 10 2000 Iowa Acts, chapter 1221, section 1, subsection 1,  
 2 11 paragraph "f", for the fiscal year July 1, 2001, through June  
 2 12 30, 2002, for home health care services under the medical  
 2 13 assistance program:  
 2 14 ..... \$ 2,108,279

Healthy Iowans Tobacco Trust appropriation to the DHS to continue the increase in reimbursement rates for home health care received with Tobacco Settlement Fund appropriations in FY 2001.

DETAIL: This is a decrease of \$291,721 compared to the estimated FY 2001 appropriation for changes in services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2002.

2 15 g. To maintain the reimbursement rate as established in  
 2 16 2000 Iowa Acts, chapter 1221, section 1, subsection 1,  
 2 17 paragraph "g", for the fiscal year July 1, 2001, through June  
 2 18 30, 2002, for critical access hospitals under the medical  
 2 19 assistance program:  
 2 20 ..... \$ 250,000

Healthy Iowans Tobacco Trust appropriation to the DHS to continue the increase in reimbursement rates for critical access hospitals received with Tobacco Settlement Fund appropriations in FY 2001.

DETAIL: Maintains current level of funding. This does not include any percentage increase in reimbursement rates for FY 2002.

2 21 h. To maintain the expansion of home health care services  
 2 22 and habilitative day care as established in 2000 Iowa Acts,  
 2 23 chapter 1221, section 1, subsection 1, paragraph "h", under  
 2 24 the medical assistance program for children with special

Healthy Iowans Tobacco Trust appropriation to the DHS to continue the increase in reimbursement rates for home health care services and habilitative day care services to special needs children received with Tobacco Settlement Fund appropriations in FY 2001.



2 25 needs:

2 26 ..... \$ 1,975,496

DETAIL: This is a decrease of \$2,424,504 compared to the estimated FY 2001 appropriation for changes in services and the number of eligibles. The appropriation is for home health care services for special needs children and habilitative day care services to special needs children being served through waiver programs. This does not include any percentage increase in reimbursement rates for FY 2002.

2 27 i. To maintain the expansion of respite care services  
2 28 provided through home and community-based waivers as  
2 29 established in 2000 Iowa Acts, chapter 1221, section 1,  
2 30 subsection 1, paragraph "i", under the medical assistance  
2 31 program:

2 32 ..... \$ 1,137,309

Healthy Iowans Tobacco Trust appropriation to the DHS to continue the increase in reimbursement rates for respite care services provided through home and community-based waivers received with Tobacco Settlement Fund appropriations in FY 2001.

DETAIL: This is a decrease of \$62,691 compared to the estimated FY 2001 appropriation to reflect changes in services and the number of eligibles. The appropriation provides respite services to families with special needs individuals residing in their homes through home and community-based waivers. This does not include any percentage increase in reimbursement rates for FY 2002.

2 33 j. To maintain the reimbursement rate as established in  
2 34 2000 Iowa Acts, chapter 1221, section 1, subsection 1,  
2 35 paragraph "j", for the fiscal year July 1, 2001, through June  
3 1 30, 2002, to service providers under the purview of the  
3 2 department of human services:

3 3 ..... \$ 545,630

Healthy Iowans Tobacco Trust appropriation to the DHS to continue the increase in reimbursement rates for specified service providers received with Tobacco Settlement Fund appropriations in FY 2001.

DETAIL: This is a decrease of \$4,370 compared to the estimated FY 2001 appropriation to reflect changes in services and the number of eligibles. This does not include any percentage increase in reimbursement rates for FY 2002. The appropriation provides funds to the following services:

1. Early and periodic screening, diagnosis, and treatment
2. Community mental health centers
3. Durable medical equipment and supplies
4. Laboratory and x-ray services
5. Ambulance

		6. Other practitioners including nurse practitioners and physician assistants 7. Waiver services 8. Psychiatric Medical Institutions for Children 9. Residential Care Facilities 10. In-home health care providers
3 4	2. To the department of human services to continue the	
3 5	supplementation of the children's health insurance program	Healthy lowans Tobacco Trust appropriation to the DHS to continue
3 6	appropriation:	the supplementation for the Children's Health Insurance Program
3 7	..... \$ 200,000	appropriation.
		DETAIL: Maintains the current level of funding.
3 8	3. To the department of human services to continue the	
3 9	supplementation of the medical assistance appropriation:	Healthy lowans Tobacco Trust appropriation to the DHS to
3 10	..... \$ 4,000,000	supplement the Medical Assistance (Medicaid) General Fund
		appropriation.
		DETAIL: This is a new appropriation for FY 2002.
3 11	4. To the department of human services to provide coverage	
3 12	under the medical assistance program to women who require	Healthy lowans Tobacco Trust appropriation to the DHS to provide
3 13	treatment for breast or cervical cancer as provided in section	Medicaid coverage for certain women with breast and cervical cancer.
3 14	249A.3, subsection 2, paragraph aa:	
3 15	..... \$ 250,000	DETAIL: This is a new appropriation for FY 2002.
3 16	5. To the Iowa department of public health:	
3 17	a. For the tobacco use prevention and control initiative,	Healthy lowans Tobacco Trust appropriation to the Department of
3 18	including efforts at the state and local levels, as provided	Public Health to continue the appropriation for prevention and control
3 19	in chapter 142A:	initiatives received from Tobacco Settlement Fund appropriations in
3 20	..... \$ 9,345,394	FY 2001.
		DETAIL: This is an increase of \$22,269 compared to the estimated
		FY 2001 appropriation for a miscellaneous adjustment. This same
		amount was provided in FY 2000 as a supplemental appropriation for
		initial expenditures which were to occur in FY 2000. The net result is

	the same level of funding for FY 2002 compared to the FY 2000 and FY 2001 estimated net appropriations.
<p>3 21 (1) The director of public health shall dedicate</p> <p>3 22 sufficient resources to promote and ensure retailer compliance</p> <p>3 23 with tobacco laws and ordinances relating to persons under 18</p> <p>3 24 years of age, and shall prioritize the state's compliance in</p> <p>3 25 the allocation of available funds to comply with 42 U.S.C.</p> <p>3 26 300X-26.</p>	Requires the Director of the Department of Public Health to promote and ensure retailer compliance with tobacco laws.
<p>3 27 (2) Of the full-time equivalent positions funded under</p> <p>3 28 this section, two full-time equivalent positions shall be</p> <p>3 29 utilized to provide for enforcement of tobacco laws,</p> <p>3 30 regulations, and ordinances under a chapter 28D agreement</p> <p>3 31 entered into between the Iowa department of public health and</p> <p>3 32 the alcoholic beverages division of the department of</p> <p>3 33 commerce.</p>	Requires 2.00 FTE positions to be used jointly by the Department of Public Health and the Alcoholic Beverages Division of the Department of Commerce for enforcement of tobacco laws.
<p>3 34 (3) Of the funds appropriated in this paragraph "a", not</p> <p>3 35 more than \$525,759 shall be expended on administration and</p> <p>4 1 management of the program.</p>	Requires that not more than \$525,759 from the \$9,345,394 appropriation be expended for administrative costs.
<p>4 2 b. For additional substance abuse treatment under the</p> <p>4 3 substance abuse treatment program:</p> <p>4 4 ..... \$ 11,900,000</p>	<p>Healthy Iowans Tobacco Trust appropriation to the Department of Public Health to continue the substance abuse treatment program funding received from Tobacco Settlement Fund appropriations in FY 2001.</p> <p>DETAIL: Maintains current level of funding.</p>
<p>4 5 (1) The department shall use funds appropriated in this</p> <p>4 6 paragraph "b" to enhance the quality of and to expand the</p> <p>4 7 capacity to provide 24-hour substance abuse treatment</p>	Requires the Department of Public Health to use the funds appropriated in this paragraph to enhance the quality of and expand capacity to provide 24-hour substance abuse treatment programs.

4 8 programs.

4 9 (2) The department shall use funds appropriated in this  
4 10 paragraph to expand the length of individual client substance  
4 11 abuse treatment plans, as necessary to reduce program  
4 12 recidivism.

Requires the Department of Public Health to use the funds appropriated in this paragraph to expand the length of individual client substance abuse treatment plans.

4 13 (3) The department shall use funds appropriated in this  
4 14 paragraph to share research-based best practices for treatment  
4 15 with substance abuse treatment facilities.

Requires the Department of Public Health to use the funds appropriated in this paragraph to share research-based best practices for treatment.

4 16 (4) The department shall use funds appropriated in this  
4 17 paragraph to develop a results-based funding approach for  
4 18 substance abuse treatment services.

Requires the Department of Public Health to use the funds appropriated in this paragraph to develop a results-based funding approach for substance abuse treatment services.

4 19 (5) The department shall use funds appropriated in this  
4 20 paragraph to develop a program to encourage individuals who  
4 21 are successfully managing their substance abuse problems to  
4 22 serve as role models.

Requires the Department of Public Health to use the funds appropriated in this paragraph to develop a mentoring program.

4 23 c. For the healthy Iowans 2010 plan within the Iowa  
4 24 department of public health:  
4 25 ..... \$ 2,550,000

Tobacco Settlement Fund appropriation to the Department of Public Health for Healthy Iowans 2010 initiatives.

DETAIL: This is a decrease of \$250,000 compared to the FY 2001 estimated net appropriation.

4 26 (1) Of the funds appropriated in this paragraph "c", not  
4 27 more than \$1,250,000 shall be used for core public health  
4 28 functions, including home health care and public health  
4 29 nursing services, contracted through a formula by local boards  
4 30 of health, to enhance disease and injury prevention services.

Requires a maximum allocation of \$1,500,000 for core public health functions, including home health care and public health nursing services.

DETAIL: The allocation is a decrease of \$250,000 compared to the allocation for FY 2001.

4 31 (2) Of the funds appropriated in this paragraph "c", not  
 4 32 more than \$400,000 shall be used for the continuation and  
 4 33 support of a coordinated system of delivery of trauma and  
 4 34 emergency medical services.

Requires a maximum allocation of \$400,000 for the implementation and support of a coordinated system of delivery of trauma and emergency medical services.

DETAIL: The same allocation was required for FY 2001.

4 35 (3) Of the funds appropriated in this paragraph "c", not  
 5 1 more than \$437,000 shall be used for the state poison control  
 5 2 center.

Requires a maximum allocation of \$437,000 for the State Poison Control Center.

DETAIL: The same allocation existed for FY 2001.

5 3 (4) Of the funds appropriated in this paragraph "c", not  
 5 4 more than \$300,000 shall be used for the development of  
 5 5 scientific and medical expertise in environmental  
 5 6 epidemiology.

Requires a maximum allocation of \$300,000 for environmental epidemiology.

DETAIL: The same allocation existed for FY 2001.

5 7 (5) Of the funds appropriated in this paragraph "c", not  
 5 8 more than \$81,500 shall be used to implement prevention  
 5 9 strategies of healthy lowans 2010 to address the leading  
 5 10 causes of death in Iowa.

Requires a maximum allocation for prevention strategies to address the leading causes of death in Iowa.

DETAIL: This is an allocation decrease of \$81,500 compared to the FY 2001 allocation. For FY 2001, the amount of the decrease (\$81,500) was used for efforts related to prevention of suicide in children within the Child and Adolescent Wellness Program with the Department of Public Health.

5 11 (6) Of the funds appropriated in this paragraph "c", not  
 5 12 more than \$81,500 shall be used for the childhood lead  
 5 13 poisoning prevention program.

Requires a maximum allocation of \$81,500 for childhood lead poisoning prevention.

DETAIL: This is a new allocation for FY 2002.

5 14 6. To the department of corrections:  
 5 15 ..... \$ 610,000

Healthy lowans Tobacco Trust appropriation to the Department of Corrections for replacement of federal funding for day programming and drug courts.

	DETAIL: Maintains current level of funding.
5 16 a. Of the fund appropriated in this subsection, \$127,217	
5 17 is allocated to the second judicial district department of	Requires an allocation of \$127,217 for the Community Based
5 18 correctional services to replace expired federal funding for	Corrections District II.
5 19 day programming.	DETAIL: No change in the allocation compared to the FY 2001
	allocation.
5 20 b. Of the funds appropriated in this subsection \$35,359 is	
5 21 allocated to the third judicial district department of	Requires an allocation of \$35,359 for Community Based Corrections
5 22 correctional services to replace expired federal funding for	District III.
5 23 the drug court program.	DETAIL: No change in the allocation compared to the FY 2001
	allocation.
5 24 c. Of the funds appropriated in this subsection, \$191,731	
5 25 is allocated to the fourth judicial district department of	Requires an allocation of \$191,731 for Community Based Corrections
5 26 correctional services for a drug court program.	District IV.
	DETAIL: No change in the allocation compared to the FY 2001
	allocation.
5 27 d. Of the funds appropriated in this subsection, \$255,692	
5 28 is allocated to the fifth judicial district department of	Requires an allocation of \$255,692 for Community Based Corrections
5 29 correctional services to replace expired funding for the drug	District V.
5 30 court program.	DETAIL: No change in the allocation compared to the FY 2001
	allocation.
5 31 Sec. 2. PURCHASE OF SERVICE CONTRACT PROVIDERS --	
5 32 REIMBURSEMENT INCREASE. There is appropriated from the	Healthy Iowans Tobacco Trust appropriation to the Property Tax
5 33 healthy Iowans tobacco trust created in section 12.65 to the	Relief Fund for continuation of the local purchase of service provider
5 34 property tax relief fund created in section 426B.1 for the	salary increases requested by counties and approved by the Risk Pool
5 35 fiscal year beginning July 1, 2001, and ending June 30, 2002,	Board in FY 2001 for FY 2002.
6 1 the following amount, or so much thereof as is necessary, to	DETAIL: For FY 2001, \$2,000,000 was appropriated for this purpose.
6 2 be used for the purposes designated:	The counties requested and were approved a total amount of
6 3 For assistance to the counties with limited county mental	\$146,750. This maintains the funds available for the salary increases
	which occurred as a result of the application by counties and approval

6 4 health, mental retardation, and developmental disabilities  
 6 5 services fund balances which were selected in accordance with  
 6 6 2000 Iowa Acts, chapter 1221, section 3 to receive such  
 6 7 assistance in the same amount provided during the fiscal year  
 6 8 beginning July 1, 2000, and ending June 30, 2001, to pay  
 6 9 reimbursement increases in accordance with 2000 Iowa Acts,  
 6 10 chapter 1221, section 3:  
 6 11 ..... \$ 146,750

by the Risk Pool Board.

6 12 Sec. 3. SAVINGS ACCOUNT FOR HEALTHY IOWANS --  
 6 13 APPROPRIATIONS. There is appropriated from the savings  
 6 14 account for healthy Iowans created within the tobacco  
 6 15 settlement endowment fund created in section 12.65, Code 2001,  
 6 16 to the following funds and entities for the fiscal year  
 6 17 beginning July 1, 2001, and ending June 30, 2002, the  
 6 18 following amounts, or so much thereof as is necessary, to be  
 6 19 used for the purposes designated:

6 20 1. To the Iowa empowerment fund created in section 28.9  
 6 21 for deposit in the school ready children grants account and  
 6 22 for distribution as provided in this subsection:  
 6 23 ..... \$ 1,153,250

Savings Account for Healthy Iowans appropriation to the Iowa Empowerment Fund.

DETAIL: The FY 2001 appropriations from the Tobacco Settlement Endowment Fund included \$3,800,000 into the Savings Account for Healthy Iowans. This Section appropriates \$1,153,250 from the Savings Account to the Iowa Empowerment Fund for the School Ready Children Grants Account.

The appropriation is not included in the tracking information as part of this document.

6 24 The moneys appropriated in this subsection shall be used  
 6 25 along with other appropriations made to the Iowa empowerment  
 6 26 fund and shall be distributed for the fiscal year beginning  
 6 27 July 1, 2001, in the same proportion that the annualized grant  
 6 28 amount for each designated community empowerment area in the

Specifies the use of the appropriation from the Savings Account for Healthy Iowans for the Iowa Empowerment Fund.

6 29 previous fiscal year bears to the adjusted total amount  
 6 30 distributed for school ready children grants in the previous  
 6 31 fiscal year. The adjusted total amount distributed shall be  
 6 32 calculated by reflecting an annualized grant amount for each  
 6 33 community empowerment area that received a grant in that  
 6 34 fiscal year.

6 35 2. To the Iowa department of public health to be used for  
 7 1 the purpose designated and for not more than the following  
 7 2 full-time equivalent positions:  
 7 3 For establishing and operating the substance abuse  
 7 4 treatment facility for persons on probation as created in  
 7 5 section 135.130 and providing staffing for the facility to be  
 7 6 used exclusively to provide substance abuse treatment for  
 7 7 persons on probation and under the supervision of the judicial  
 7 8 district department of correctional services:  
 7 9 ..... \$ 2,000,000  
 7 10 ..... FTEs 60.00

Savings Account for Healthy Iowans appropriation to the Department of Public Health for a specific substance abuse treatment facility.

DETAIL: The FY 2001 appropriations from the Tobacco Settlement Endowment Fund included \$3,800,000 into the Savings Account for Healthy Iowans. This appropriates \$2,000,000 from the Account and 60.00 FTE positions to a substance abuse treatment facility providing treatment for persons on probation and under the supervision of a judicial district within the Department of Correctional Services.

The appropriation is not included in the tracking information as part of this document.

7 11 3. Any moneys remaining in the savings account for healthy  
 7 12 Iowans created within the tobacco settlement endowment fund  
 7 13 created in section 12.65, Code 2001, on June 30, 2001, shall  
 7 14 be transferred to the healthy Iowans tobacco trust created in  
 7 15 section 12.65, as amended in this Act, to be used for the  
 7 16 purposes specified in that section.

Savings Account for Healthy Iowans appropriation to the Healthy Iowans Tobacco Trust.

DETAIL: The FY 2001 appropriations from the Tobacco Settlement Endowment Fund included \$3,800,000 into the Savings Account for Healthy Iowans. With the Community Empowerment appropriation in Subsection 1 of \$1,153,250 and for the substance abuse facility appropriation in Subsection 2 of \$2,000,000, it is estimated that \$646,750 in addition to interest earned during FY 2001, remains to be transferred to the Healthy Iowans Tobacco Trust.

The appropriation is not included in the tracking information as part of this document.

7 17 Sec. 4. PRIOR YEAR NONREVERSION. Notwithstanding 2000  
 7 18 Iowa Acts, chapter 1221, section 5, moneys appropriated under

CODE: Specifies that the funds remaining from the FY 2001 Tobacco Settlement Fund appropriation for the local purchase of service



7 19 2000 Iowa Acts, chapter 1221, section 3, for purchase of  
 7 20 service contract providers which is unexpended or unencumbered  
 7 21 at the end of the fiscal year beginning July 1, 2000, and  
 7 22 ending June 30, 2001, shall be deposited in the healthy Iowans  
 7 23 tobacco trust created in section 12.65, as amended in this  
 7 24 Act, to be used for the purposes specified in that section.

provider salary increases be deposited into the Healthy Iowans Tobacco Trust.

DETAIL: The original FY 2001 Tobacco Settlement Fund appropriation for the local purchase of service provider salary increases was \$2,000,000. The Risk Pool Board approved \$146,750 of expenditures from that appropriation for the purposes specified. House File 732 (FY 2002 Human Services Appropriations Act) encumbers \$1,000,000 of the remaining funds to supplement the Medical Assistance (Medicaid) appropriation which takes effect upon enactment. There remains \$853,250 to be deposited from the original FY 2001 appropriation to the Healthy Iowans Tobacco Trust with this action.

7 25 Sec. 5. Section 12.65, Code 2001, is amended to read as  
 7 26 follows:

7 27 12.65 HEALTHY IOWANS TOBACCO SETTLEMENT ENDOWMENT FUND  
 7 28 TRUST.

CODE: Changes the name of the Tobacco Settlement Endowment Fund to the Healthy Iowans Tobacco Trust.

7 29 1. A healthy Iowans tobacco settlement endowment fund  
 7 30 trust is created in the office of the treasurer of state.  
 7 31 ~~After payment of litigation costs, all moneys paid to the~~  
 7 32 ~~state pursuant to the master settlement agreement, as defined~~  
 7 33 ~~in section 453C.1, Moneys appropriated to the healthy Iowans~~  
 7 34 ~~tobacco trust from the endowment for Iowa's health account of~~  
 7 35 ~~the tobacco settlement trust fund established in section~~  
 8 1 12E.12 and from any other source shall be deposited in the  
 8 2 fund healthy Iowans tobacco trust.

CODE: Changes the name of the Tobacco Settlement Endowment Fund to the Healthy Iowans Tobacco Trust. Also provides for the transfer of funds between the Fund and the Trust.

8 3 ~~2. Any moneys paid to the state by the tobacco settlement~~  
 8 4 ~~authority pursuant to chapter 12E shall be deposited in the~~  
 8 5 ~~fund. Additionally, the state's share of the moneys which are~~  
 8 6 ~~not sold to the tobacco settlement authority pursuant to~~

CODE: Eliminates language no longer necessary regarding the Tobacco Settlement Authority funds.

8 7 ~~chapter 12E shall be deposited in the fund.~~

8 8 ~~3. 2.~~ Moneys deposited in the fund healthy lowans tobacco  
8 9 trust shall be used only in accordance with appropriations  
8 10 from the fund healthy lowans tobacco trust for purposes  
8 11 related to health care, substance abuse treatment and  
8 12 enforcement, tobacco use prevention and control, and other  
8 13 purposes related to the needs of children, adults, and  
8 14 families in the state.

CODE: Changes the name of the Tobacco Settlement Endowment Fund to the Healthy lowans Tobacco Trust.

8 15 ~~4. A savings account for healthy lowans is created within~~  
8 16 ~~the tobacco settlement endowment fund. Moneys, appropriated~~  
8 17 ~~annually, shall be deposited in the account and shall be~~  
8 18 ~~invested to provide an ongoing source of investment earnings.~~

CODE: Eliminates the Savings Account for Healthy lowans within the Tobacco Settlement Endowment Fund.

8 19 ~~5. 3.~~ Notwithstanding section 8.33, any unexpended balance  
8 20 in the fund healthy lowans tobacco trust at the end of the  
8 21 fiscal year shall be retained in the fund trust.  
8 22 Notwithstanding section 12C.7, subsection 2, interest or  
8 23 earnings on investments or time deposits of the moneys in the  
8 24 healthy lowans tobacco settlement endowment fund, in the  
8 25 savings account for healthy lowans, and in any other account  
8 26 established within the fund trust shall be credited to the  
8 27 healthy lowans tobacco settlement endowment fund, to the  
8 28 savings account for healthy lowans, or to any other account  
8 29 established, respectively trust.

CODE: Changes the name of the Tobacco Settlement Endowment Fund to the Healthy lowans Tobacco Trust.

8 30 ~~6. For the purposes of this section, "litigation costs"~~  
8 31 ~~are those costs itemized by the attorney general and submitted~~  
8 32 ~~to and approved by the attorney general.~~

CODE: Eliminates language no longer necessary regarding "litigation cost".

8 33 ~~7. 4.~~ Moneys in the fund healthy lowans tobacco trust  
8 34 shall be considered part of the general fund of the state for

CODE: Changes the name of the Tobacco Settlement Endowment Fund to the Healthy lowans Tobacco Trust.

8 35 cash flow purposes only, provided any moneys used for cash  
9 1 flow purposes are returned to the ~~fund~~ trust by the close of  
9 2 each fiscal year.

9 3 Sec. 6. Section 135.11, Code 2001, is amended by adding  
9 4 the following new subsection:  
9 5 NEW SUBSECTION. 26. Establish and administer a substance  
9 6 abuse treatment facility pursuant to section 135.130.

CODE: Adds a new duty for the Director of the Department of Public Health regarding the establishment and administration of a substance abuse facility for persons on probation.

9 7 DIVISION XIII

9 8 Sec. 7. NEW SECTION. 135.130 SUBSTANCE ABUSE TREATMENT  
9 9 FACILITY FOR PERSONS ON PROBATION.

CODE: Creates a facility for substance abuse treatment within the Department of Public Health.

9 10 1. The director shall establish and operate a facility for  
9 11 the purpose of providing a structured treatment program for  
9 12 persons with a substance abuse problem who are on probation  
9 13 and under the supervision of a judicial district department of  
9 14 correctional services. The department shall enter into an  
9 15 agreement pursuant to chapter 28E with the department of  
9 16 corrections for assistance in establishing security for the  
9 17 facility. The department, in consultation with the department  
9 18 of corrections, shall adopt rules pursuant to chapter 17A to  
9 19 administer this section. The rules adopted shall include  
9 20 rules related to the treatment requirements of the program.  
9 21 2. A substance abuse treatment facility advisory council  
9 22 is established within the department to advise and make  
9 23 recommendations to the director regarding the establishment  
9 24 and operation of a facility for persons with a substance abuse  
9 25 problem who are on probation and to assist with the  
9 26 implementation of treatment programs that are proven to be  
9 27 effective for offenders. The substance abuse treatment  
9 28 facility advisory council shall consist of the directors of  
9 29 the eight judicial district departments of correctional  
9 30 services and one representative each from the judicial branch,

DETAIL: Specifies that the facility is for persons who are on probation and under the supervision of a Judicial District Department of Correctional Services. Requires the Department of Public Health to contract with the Department of Corrections for security purposes of the facility. Creates a Substance Abuse Treatment Facility Advisory Council and specifies the membership of the Council.

9 31 the Iowa department of public health, the department of  
9 32 corrections, and the governor's office of drug control policy.  
9 33 3. The department, in consultation with the department of  
9 34 corrections and the advisory council, shall adopt rules  
9 35 pursuant to chapter 17A to establish and operate the facility.

10 1 Sec. 8. Section 136.3, subsection 7, Code 2001, is amended  
10 2 to read as follows:  
10 3 7. Adopt, promulgate, amend, and repeal rules and  
10 4 regulations consistent with law for the protection of the  
10 5 public health and prevention of substance abuse, and for the  
10 6 guidance of the department. All rules which have been or are  
10 7 hereafter adopted by the department shall be subject to  
10 8 approval by the board. However, rules adopted by the  
10 9 commission on substance abuse for section 125.7, subsections 1  
10 10 and 7, and rules adopted by the department pursuant to section  
10 11 135.130 are not subject to approval by the board of health.

CODE: Excludes as a duty of the State Board of Health  
administrative rules relating to the substance abuse treatment facility  
for persons on probation.

10 12 Sec. 9. Section 249A.3, subsection 2, Code 2001, is  
10 13 amended by adding the following new paragraph after paragraph  
10 14 a, and renumbering the subsequent paragraph:  
10 15 NEW PARAGRAPH. aa. As provided under the federal Breast  
10 16 and Cervical Cancer Prevention and Treatment Act of 2000, Pub.  
10 17 L. No. 106-354, women who meet all of the following criteria:  
10 18 (1) Are not described in 42 U.S.C. § 1396a(a)(10)(A)(i).  
10 19 (2) Have not attained age sixty-five.  
10 20 (3) Have been screened for breast and cervical cancer  
10 21 under the United States centers for disease control and  
10 22 prevention breast and cervical cancer early detection program  
10 23 established under 42 U.S.C. § 300k et seq., in accordance with  
10 24 the requirements of 42 U.S.C. § 300n, and need treatment for  
10 25 breast or cervical cancer. A woman is considered screened for  
10 26 breast and cervical cancer under this subparagraph if the  
10 27 woman is screened by any provider or entity, and the state  
10 28 grantee of the United States centers for disease control and

CODE: Adds as an optional coverage for the Medical Assistance  
Program (Medicaid) treatment for Breast and Cervical Cancer under  
the federal Breast and Cervical Cancer Prevention and Treatment Act  
of 2000.

10 29 prevention funds under Title XV of the federal Public Health  
10 30 Services Act has elected to include screening activities by  
10 31 that provider or entity as screening activities pursuant to  
10 32 Title XV of the federal Public Health Services Act. This  
10 33 screening includes breast or cervical cancer screenings or  
10 34 diagnostic services provided by family planning or community  
10 35 health centers.  
11 1 (4) Are not otherwise covered under creditable coverage as  
11 2 defined in 42 U.S.C. § 300gg(c).  
11 3 A woman who meets the criteria of this paragraph shall be  
11 4 presumptively eligible for medical assistance.

11 5 Sec. 10. Section 901B.1, subsection 1, paragraph c, Code  
11 6 2001, is amended by adding the following new subparagraph:  
11 7 NEW SUBPARAGRAPH. (5) A substance abuse treatment  
11 8 facility as established and operated by the Iowa department of  
11 9 public health.

CODE: Specifies the substance abuse treatment facility for persons on probation as a Level Three type of facility.

DETAIL: A Level Three type of facility within the Department of Corrections continuum is a facility for a quasi-incarceration sanction which is supported by residential facility placement or 24-hour electronic monitoring.

11 10 Sec. 11. Section 901B.1, subsection 4, paragraph a, Code  
11 11 2001, is amended to read as follows:  
11 12 a. The district department of correctional services shall  
11 13 place an individual committed to it under section 907.3 to the  
11 14 sanction and level of supervision which is appropriate to the  
11 15 individual based upon a current risk assessment evaluation.  
11 16 Placements may be to levels two and three of the corrections  
11 17 continuum. The district department may, with the approval of  
11 18 the Iowa department of public health and the department of  
11 19 corrections, place an individual in a level three substance  
11 20 abuse treatment facility established pursuant to section  
11 21 135.130, to assist the individual in complying with a  
11 22 condition of probation. The district department may, with the  
11 23 approval of the department of corrections, place an individual  
11 24 in a level four violator facility established pursuant to  
11 25 section 904.207 only as a penalty for a violation of a

CODE: Permits a District Department of Correctional Services to place certain individuals in the Level Three Substance Abuse Treatment Facility with approval of the Department of Public Health and the Department of Corrections.

11 26 condition imposed under this section.

11 27 Sec. 12. REVERSION. Any moneys appropriated under this  
11 28 Act that are unexpended or unencumbered at the end of the  
11 29 fiscal year beginning July 1, 2001, and ending June 30, 2002,  
11 30 shall revert to the healthy lowans tobacco trust.

Requires any unexpended or unencumbered appropriations made in the Bill and remaining at the end of FY 2002 revert to the Healthy lowans Tobacco Trust.

11 31 Sec. 13. REFERENCES. References in this Act to the  
11 32 tobacco settlement endowment fund and to the savings account  
11 33 for healthy lowans of the tobacco settlement endowment fund  
11 34 are references to the fund and the account pursuant to section  
11 35 12.65, Code 2001, and, unless otherwise provided,  
12 1 appropriations from the fund and the account are references to  
12 2 appropriations of moneys in the fund and the account on or  
12 3 before June 30, 2001, and such moneys shall remain available  
12 4 for appropriation for the fiscal year beginning July 1, 2001,  
12 5 and ending June 30, 2002, as provided in this Act.

Specifies language for the period of transition between the Tobacco Settlement Endowment Fund and Savings Account for Healthy lowans to the Healthy lowans Tobacco Trust.

12 6 Sec. 14. EFFECTIVE DATE. Section 4 of this Act, relating  
12 7 to nonreversion of funds remaining unencumbered or unobligated  
12 8 which were appropriated for the purchase of service contract  
12 9 providers, being deemed of immediate importance, takes effect  
12 10 upon enactment.

Requires that the estimated \$853,250 remaining from the FY 2001 Tobacco Settlement Fund appropriation for the local purchase of service provider salary increases after the encumbrance of \$1,000,000 for the Medical Assistance appropriation be transferred to the School Ready Children Grants Account of the Iowa Empowerment Fund upon enactment of the Bill.

12 11 Sec. 15. CONTINGENT EFFECTIVE DATE. The section in this  
12 12 Act amending section 12.65 shall take effect only if 2001 Iowa  
12 13 Acts, Senate File 532 is enacted. If 2001 Iowa Acts, Senate  
12 14 File 532 is not enacted, the section in this Act amending  
12 15 section 12.65 shall not take effect and references in this Act  
12 16 to the healthy lowans tobacco trust are references to the  
12 17 tobacco settlement endowment fund created in section 12.65,  
12 18 Code 2001. If 2001 Iowa Acts, Senate File 532 is not enacted,  
12 19 all moneys paid to the state pursuant to the master settlement

Specifies that the Section which changes the Tobacco Settlement Endowment Fund to the Healthy lowans Tobacco Trust takes effect only if SF 532 is enacted. Senate File 532 relates to various components of the Tobacco Settlement Trust Fund.

12 20 agreement as defined in section 453C.1 shall be deposited in  
12 21 the tobacco settlement endowment fund created in section  
12 22 12.65, Code 2001.

12 23 EXPLANATION

12 24 This bill relates to and makes appropriations from the  
12 25 tobacco settlement endowment fund.

12 26 The bill makes the following appropriations to the  
12 27 department of human services:

12 28 1. To maintain the reimbursement rate for all  
12 29 noninstitutional providers at the rate paid under the federal  
12 30 Medicare program during FY 2000-2001, and for continuation of  
12 31 the resource-based relative value system, for the fiscal year  
12 32 beginning July 1, 2001, and ending June 30, 2002:  
12 33 \$11,595,718.

12 34 2. To maintain the reimbursement rate for dental services  
12 35 at the usual and customary rate as provided during FY 2000-  
13 1 2001 for the fiscal year beginning July 1, 2001, and ending  
13 2 June 30, 2002: \$3,814,973.

13 3 3. To maintain the cost-of-living adjustment for  
13 4 rehabilitative treatment services providers as provided during  
13 5 FY 2000-2001, for the fiscal year beginning July 1, 2001, and  
13 6 ending June 30, 2002: \$3,243,026.

13 7 4. To maintain the cost-of-living adjustment for adoption,  
13 8 independent living, shelter care, and home studies services  
13 9 providers as provided during FY 2000-2001, for the fiscal year  
13 10 beginning July 1, 2001, and ending June 30, 2002: \$468,967.

13 11 5. To maintain the reimbursement rate for hospitals as  
13 12 provided during FY 2000-2001, for the fiscal year beginning  
13 13 July 1, 2001, and ending June 30, 2002: \$3,035,278.

13 14 6. To maintain the reimbursement rate for home health  
13 15 agencies at the rate provided to such agencies as provided  
13 16 during FY 2000-2001, for the fiscal year beginning July 1,  
13 17 2001, and ending June 30, 2002: \$2,108,279.

13 18 7. To maintain the reimbursement rate for critical access  
13 19 hospitals at the rate provided such hospitals under the

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13 20 federal Medicare program during FY 2000-2001, for the fiscal  
13 21 year beginning July 1, 2001, and ending June 30, 2002:  
13 22 \$250,000.

13 23 8. To maintain the expansion of home health care services  
13 24 and habilitative day care services under the medical  
13 25 assistance program for children with special needs:  
13 26 \$1,975,496.

13 27 9. To maintain the expansion of respite care services  
13 28 provided through home and community-based waiver services  
13 29 under the medical assistance program: \$1,137,309.

13 30 10. To maintain the reimbursement rate as provided during  
13 31 FY 2000-2001 for service providers under the purview of the  
13 32 department of human services: \$545,630.

13 33 The bill provides \$200,000 for supplementation of the  
13 34 appropriation for the children's health insurance program.

13 35 The bill provides \$4,000,000 for supplementation of the  
14 1 medical assistance appropriation.

14 2 The bill appropriates \$250,000 to the department of human  
14 3 services to provide coverage under the medical assistance  
14 4 program to certain women who require treatment for breast or  
14 5 cervical cancer. The bill also codifies language to include  
14 6 this optional category of coverage under the medical  
14 7 assistance program.

14 8 The bill appropriates \$9,345,394 to the Iowa department of  
14 9 public health for the tobacco use prevention and control  
14 10 program and \$11,900,000 for additional substance abuse  
14 11 treatment. Under this appropriation, the department is  
14 12 directed to enhance the quality of and to expand capacity to  
14 13 provide 24-hour substance abuse treatment programs for  
14 14 children; to expand the length of individual client substance  
14 15 abuse treatment plans, as necessary to reduce recidivism; to  
14 16 share research-based best practices for treatment with  
14 17 substance abuse treatment facilities; to develop a results-  
14 18 based funding approach for substance abuse treatment services;  
14 19 and to develop a program to encourage individuals who are  
14 20 successfully managing their substance abuse problems to serve  
14 21 as role models.



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14 22 The bill appropriates \$2,550,000 to the Iowa department of  
14 23 public health for development of a healthy Iowans 2010 plan  
14 24 including the use of up to the following amounts for the  
14 25 following purposes: \$1,250,000 for core public health  
14 26 functions including home health care and public health nursing  
14 27 services contracted through a formula by local boards of  
14 28 health, to enhance disease and injury prevention services;  
14 29 \$400,000 for the implementation and support of a coordinated  
14 30 system of delivery of trauma and emergency medical services;  
14 31 \$437,000 for the poison control center; \$300,000 for  
14 32 development of scientific and medical expertise in  
14 33 environmental epidemiology; \$81,500 for prevention strategies  
14 34 to address the leading causes of deaths of Iowans; and \$81,500  
14 35 for the childhood lead poisoning prevention program.

15 1 The bill appropriates \$610,000 to the department of  
15 2 corrections for day programming and the drug court program.  
15 3 The bill appropriates \$146,750 to the property tax relief  
15 4 fund for the fiscal year beginning July 1, 2001, and ending  
15 5 June 30, 2002, for assistance to counties with limited county  
15 6 mental health, mental retardation, and developmental  
15 7 disabilities services fund balances to pay reimbursement  
15 8 increases in the same amount as provided in the fiscal year  
15 9 beginning July 1, 2000, and ending June 30, 2001.

15 10 The bill appropriates \$1,153,250 from the savings account  
15 11 for healthy Iowans created within the tobacco settlement  
15 12 endowment fund created in section 12.65, Code 2001, to the  
15 13 Iowa empowerment fund for the fiscal year beginning July 1,  
15 14 2001, and ending June 30, 2002, for deposit in the school  
15 15 ready children grants account and provides for distributing  
15 16 the moneys.

15 17 The bill appropriates \$2,000,000 from the savings account  
15 18 for healthy Iowans created within the tobacco settlement  
15 19 endowment fund created in section 12.65, Code 2001, to the  
15 20 Iowa department of public health for the fiscal year beginning  
15 21 July 1, 2001, and ending June 30, 2002, for establishing and  
15 22 operating a substance abuse treatment facility and providing  
15 23 staffing for the facility to be used to provide substance

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15 24 abuse treatment for persons on probation and under the  
15 25 supervision of a judicial district department of correctional  
15 26 services.

15 27 The bill provides that any moneys remaining at the end of  
15 28 the fiscal year from the appropriation for the fiscal year  
15 29 beginning July 1, 2000, and ending June 30, 2001, for  
15 30 assistance to counties with limited county mental health,  
15 31 mental retardation, and developmental disabilities services  
15 32 fund balances to pay reimbursement increases, is to not  
15 33 revert, but is to be deposited in the healthy lowans tobacco  
15 34 trust to be used for the purposes of the trust.

15 35 The bill also amends Code section 12.65, the tobacco  
16 1 settlement endowment fund, to rename the fund the healthy  
16 2 lowans tobacco trust. The bill also provides that moneys  
16 3 appropriated from the healthy lowans tobacco trust from the  
16 4 endowment for Iowa's health account of the tobacco settlement  
16 5 trust fund established in Code section 12E.12 and from any  
16 6 other source are to be deposited in the healthy lowans tobacco  
16 7 trust. The bill eliminates the savings account for healthy  
16 8 lowans that was established within the tobacco settlement  
16 9 endowment fund.

16 10 The bill provides that the department of public health  
16 11 shall establish a substance abuse treatment facility to  
16 12 provide a structured substance abuse treatment program for  
16 13 persons who are on probation and under the supervision of a  
16 14 judicial district department of correctional services. The  
16 15 bill provides that the department of public health and the  
16 16 department of corrections shall enter into a Code chapter 28E  
16 17 agreement to assist the department in establishing security  
16 18 for the facility. The bill provides that a judicial district  
16 19 may, with the approval of the department of public health and  
16 20 the department of corrections, place a person who is on  
16 21 probation at the substance abuse treatment facility to assist  
16 22 the person in complying with the terms and conditions of  
16 23 probation.

16 24 The bill establishes a substance abuse treatment facility  
16 25 advisory council within the Iowa department of public health

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16 26 to advise and make recommendations to the director of public  
16 27 health. The members of the council shall consist of the  
16 28 directors of the eight judicial district departments of  
16 29 correctional services, and representatives of the judicial  
16 30 branch, the Iowa department of public health, the department  
16 31 of corrections, and the governor's office of drug control  
16 32 policy.

16 33 The bill provides that moneys appropriated in the bill that  
16 34 are unexpended or unencumbered at the end of the fiscal year  
16 35 beginning July 1, 2001, and ending June 30, 2002, are to  
17 1 revert to the healthy lowans tobacco trust.

17 2 The bill provides that references in the bill to the  
17 3 tobacco settlement endowment fund and to the savings account  
17 4 for healthy lowans are to the fund and the account as created  
17 5 in section 12.65, Code 2001, and that unless otherwise  
17 6 provided, appropriations from the fund and the account are  
17 7 from moneys in the fund and the account on or before June 30,  
17 8 2001, and such moneys are to remain available for  
17 9 appropriation in the fiscal year beginning July 1, 2001, and  
17 10 ending June 30, 2002, as provided in the bill.

17 11 The bill provides that the section of the bill relating to  
17 12 nonreversion of moneys appropriated for purchase of service  
17 13 contract providers takes effect upon enactment.

17 14 The bill provides that the section in the bill amending  
17 15 section 12.65 takes effect only if 2001 Iowa Acts, Senate File  
17 16 532 takes effect and that if 2001 Iowa Acts, Senate File 532  
17 17 is not enacted, the section in the bill amending section 12.65  
17 18 does not take effect and the references to the healthy lowans  
17 19 tobacco trust are references to the tobacco settlement  
17 20 endowment fund created in section 12.65, Code 2001. If 2001  
17 21 Iowa Acts, Senate File 532 is not enacted, all moneys paid to  
17 22 the state under the master settlement agreement are to be  
17 23 deposited in the tobacco settlement endowment fund created in  
17 24 section 12.65, Code 2001.

17 25 LSB 1155SC 79  
17 26 pf/cls/14.6

PG LN

LSB1155S

Explanation

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# Summary Data

## Non General Fund

LSB1155S	Actual	Actual	Estimated Net	Senate Subcom	Senate Sub vs	Page & Line
	FY 1999	FY 2000	FY 2001	FY 2002	Est FY 2001	Number
	(1)	(2)	(3)	(4)	(5)	(6)
Administration and Regulation	\$ 0	\$ 0	\$ 3,800,000	\$ 0	\$ -3,800,000	
Health and Human Rights	\$ 0	\$ 22,269	\$ 24,023,125	\$ 23,795,394	\$ -227,731	
Human Services	\$ 0	\$ 0	\$ 26,535,000	\$ 32,771,426	\$ 6,236,426	
Justice System	\$ 0	\$ 0	\$ 610,000	\$ 609,999	\$ -1	
Grand Total	<u>\$ 0</u>	<u>\$ 22,269</u>	<u>\$ 54,968,125</u>	<u>\$ 57,176,819</u>	<u>\$ 2,208,694</u>	
Operations	\$ 0	\$ 22,269	\$ 24,633,125	\$ 24,405,393	\$ -227,732	
Grants & Aid	\$ 0	\$ 0	\$ 30,335,000	\$ 32,771,426	\$ 2,436,426	
Grand Total	<u>\$ 0</u>	<u>\$ 22,269</u>	<u>\$ 54,968,125</u>	<u>\$ 57,176,819</u>	<u>\$ 2,208,694</u>	

# Administration and Regulation

## Non General Fund

LSB1155S	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<u>Treasurer of State</u>						
Healthy Iowans - Tbco			\$ 3,800,000		\$ -3,800,000	
Grants & Aid	\$ 0	\$ 0	\$ 3,800,000	\$ 0	\$ -3,800,000	
Grand Total	<u>\$ 0</u>	<u>\$ 0</u>	<u>\$ 3,800,000</u>	<u>\$ 0</u>	<u>\$ -3,800,000</u>	

# Health and Human Rights

## Non General Fund

LSB1155S	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<b><u>Health, Department of Public</u></b>						
Tobacco Use Prev./Control-Tbco		\$ 22,269	\$ 9,323,125	\$ 9,345,394	\$ 22,269	PG 3 LN 16
Substance Abuse-Tbco	0	0	11,900,000	11,900,000	0	PG 4 LN 2
Healthy Iowans 2010-Tbco	0	0	2,800,000	2,550,000	-250,000	PG 4 LN 23
<b>Total Health, Department of Public</b>	<b>\$ 0</b>	<b>\$ 22,269</b>	<b>\$ 24,023,125</b>	<b>\$ 23,795,394</b>	<b>\$ -227,731</b>	
<b>Total Health and Human Rights</b>	<b>\$ 0</b>	<b>\$ 22,269</b>	<b>\$ 24,023,125</b>	<b>\$ 23,795,394</b>	<b>\$ -227,731</b>	
Operations	\$ 0	\$ 22,269	\$ 24,023,125	\$ 23,795,394	\$ -227,731	
Grand Total	\$ 0	\$ 22,269	\$ 24,023,125	\$ 23,795,394	\$ -227,731	

# Human Services

## Non General Fund

LSB1155S	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<b>Human Services, Department of</b>						
<b>Medical Services</b>						
Phys Et Al Provider Inc-Tbco		\$ 0	\$ 6,000,000	\$ 11,595,718	\$ 5,595,718	PG 1 LN 8
Dental Provider Inc-Tbco		0	3,600,000	3,814,973	214,973	PG 1 LN 20
Hospital Provider Inc-Tbco		0	2,300,000	3,035,278	735,278	PG 2 LN 4
Home Hlth Care Prov Inc-Tbco		0	2,400,000	2,108,279	-291,721	PG 2 LN 9
Critical Access Hospitals-Tbco		0	250,000	250,000	0	PG 2 LN 15
Home Hlth & Hab. Day Care Exp.		0	4,400,000	1,975,496	-2,424,504	PG 2 LN 21
Respite Care Expansion-Tbco		0	1,200,000	1,137,309	-62,691	PG 2 LN 27
CHIP Exp. to 200% of FPL-Tbco		0	200,000	200,000	0	PG 3 LN 4
Cont. Eligibility Pilot-Tbco		0	35,000	0	-35,000	
Breast/Cervical Cancer Treatme				250,000	250,000	PG 3 LN 11
Supplement Medicaid - Tbco				4,000,000	4,000,000	PG 3 LN 8
<b>Total Medical Services</b>	<b>0</b>	<b>0</b>	<b>20,385,000</b>	<b>28,367,053</b>	<b>7,982,053</b>	
<b>Child and Family Services</b>						
RTSS Provider Increase-Tbco		0	3,100,000	3,243,026	143,026	PG 1 LN 26
Adoption, II, Sc, Hs Prov-Tbco		0	500,000	468,967	-31,033	PG 1 LN 33
Provider Rate/Meth Chgs-Tbco	<b>0</b>	<b>0</b>	<b>550,000</b>	<b>545,630</b>	<b>-4,370</b>	<b>PG 2 LN 33</b>
<b>Total Child and Family Services</b>	<b>0</b>	<b>0</b>	<b>4,150,000</b>	<b>4,257,623</b>	<b>107,623</b>	
<b>MH/MR/DD/BI</b>						
POS Provider Increase-Tbco		0	2,000,000	146,750	-1,853,250	PG 5 LN 31
<b>Total Human Services, Department of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 26,535,000</b>	<b>\$ 32,771,426</b>	<b>\$ 6,236,426</b>	
<b>Total Human Services</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 26,535,000</b>	<b>\$ 32,771,426</b>	<b>\$ 6,236,426</b>	
Grants & Aid	\$ 0	\$ 0	\$ 26,535,000	\$ 32,771,426	\$ 6,236,426	
Grand Total	\$ 0	\$ 0	\$ 26,535,000	\$ 32,771,426	\$ 6,236,426	



# Justice System

## Non General Fund

LSB1155S	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<b><u>Corrections, Department of</u></b>						
CBC District V-Tbco			\$ 255,693	\$ 255,692	\$ -1	PG 5 LN 27
CBC District IV-Tbco			191,731	191,731	0	PG 5 LN 24
CBC District III-Tbco			35,359	35,359	0	PG 5 LN 20
CBC District II-Tbco			127,217	127,217	0	PG 5 LN 16
<b>Total Corrections, Department of</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 610,000</b>	<b>\$ 609,999</b>	<b>\$ -1</b>	
<b>Total Justice System</b>	<b>\$ 0</b>	<b>\$ 0</b>	<b>\$ 610,000</b>	<b>\$ 609,999</b>	<b>\$ -1</b>	
Operations	\$ 0	\$ 0	\$ 610,000	\$ 609,999	\$ -1	
Grand Total	\$ 0	\$ 0	\$ 610,000	\$ 609,999	\$ -1	

# Summary Data

## FTE

LSB1155S	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
Health and Human Rights	20.97	22.80	39.00	60.00	21.00	
Grand Total	20.97	22.80	39.00	60.00	21.00	
Operations	20.97	22.80	39.00	0.00	-39.00	
Grants & Aid	0.00	0.00	0.00	60.00	60.00	
Grand Total	20.97	22.80	39.00	60.00	21.00	

# Health and Human Rights

FTE

LSB1155S	Actual FY 1999	Actual FY 2000	Estimated Net FY 2001	Senate Subcom FY 2002	Senate Sub vs Est FY 2001	Page & Line Number
	(1)	(2)	(3)	(4)	(5)	(6)
<b><u>Health, Department of Public</u></b>						
Tobacco Use Prev./Control-Tbco		0.17	10.55	0.00	-10.55	
Healthy Iowans 2010-Tbco	0.00	0.00	4.75	0.00	-4.75	
Community Capacity - GF	20.97	22.63	23.70	0.00	-23.70	
Substance Abuse Treatment Faci				60.00	60.00	PG 6 LN 35
<b>Total Health, Department of Public</b>	<b>20.97</b>	<b>22.80</b>	<b>39.00</b>	<b>60.00</b>	<b>21.00</b>	
<b>Total Health and Human Rights</b>	<b>20.97</b>	<b>22.80</b>	<b>39.00</b>	<b>60.00</b>	<b>21.00</b>	
Operations	20.97	22.80	39.00	0.00	-39.00	
Grants & Aid	0.00	0.00	0.00	60.00	60.00	
Grand Total	20.97	22.80	39.00	60.00	21.00	